

MICHAEL HEBERLIE and
TAMMY BENING, Personal Representative
of the Estate of Pauline Heberlie,

V.

Defendants.

Pursuant to the settlement, the Court acknowledges plaintiff Michael Heberlie's waiver of any entitlement to the proceeds payable to plaintiff Tammy Bening, Personal Representative of the Estate of Pauline Heberlie, and finds that Michael Heberlie has no entitlement to these proceeds.

Accordingly,

IT IS HEREBY ORDERED that the parties' motion for approval of apportionment of wrongful death proceeds is **GRANTED**. [Doc. 31]

IT IS FURTHER ORDERED that the Clerk of the Court shall disburse the sum of Two Hundred Seventy Thousand Dollars (\$270,000.00) from the Court Registry, together with fifty percent (50%) of the total accrued interest, payable to:

Michael Heberlie
1307 West North Street
Perryville, Missouri 63775

IT IS FURTHER ORDERED that the Clerk of the Court shall disburse the sum of One Hundred Three Thousand Three Hundred Thirty-Three Dollars and Thirty-Four Cents (\$103,333.34) from the Court Registry, together with fifty percent (50%) of the total accrued interest, payable to:

Tammy Bening, Personal Representative
of the Estate of Pauline Heberlie
2615 Wedgewood Drive
Jackson, Missouri 63755


IT IS FURTHER ORDERED that the Clerk of the Court shall disburse the sum of Forty-Six Thousand Six Hundred Sixty-Six Dollars and Sixty-Six Cents (\$46,666.66) from the Court Registry, payable to:

Sauter Sullivan LLC
3415 Hampton Avenue
St. Louis, Missouri 63139

IT IS FINALLY ORDERED that the Clerk of the Court shall disburse the sum of One Hundred Eighty Thousand Dollars (\$180,000.00) from the Court Registry, payable to:

Malcolm H. Montgomery
118 Themis
Cape Girardeau, Missouri 63701

SO ORDERED.


CHARLES A. SHAW
UNITED STATES DISTRICT JUDGE

Dated this 19th day of March, 2007.